

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 22634

PERMIT 15528

LICENSE _____

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE,
CHANGE IN PURPOSE OF USE, AND PLACE OF USE
AND AMENDING THE PERMIT

WHEREAS:

1. A petition for extension of time within which to develop the project and apply the water to the proposed use and petitions to change the purpose of use and place of use have been filed with the State Water Resources Control Board.
2. The permittee has proceeded with diligence and good cause has been shown for extension of time and for the said changes.
3. The Board has determined that the petitioned changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Paragraph 3 of this permit regarding the place of use is amended as follows:

Within the service area of the Weaverville Community Services District as shown on map filed with the State Water Resources Control Board.

2. Paragraph 4 of this permit regarding purpose of use is amended to read as follows:

Purpose of use: Municipal

3. Paragraph 5 of the permit is amended to include the following:

The total annual diversion and use allowed under this permit shall not exceed 1,250 acre-feet per annum.

4. Paragraph 7 of the permit is amended to read as follows:

COMPLETE APPLICATION OF THE
WATER TO THE PROPOSED USE
SHALL BE MADE ON OR BEFORE

December 1, 1991

5. Paragraph 9 of this permit is deleted. A new Paragraph 9 is added as follows:

Pursuant to California Water Code Sections 100 and 275, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to minimizing waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement such programs as (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

(0000012)

6. Paragraph 14 is added to this permit as follows:

The quantity of water diverted under this permit and under any license issued pursuant thereto is subject to modification by the State Water Resources Control Board if, after notice to the permittee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

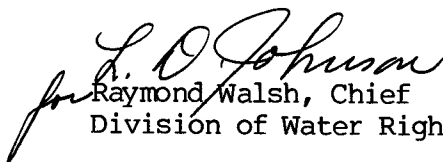
(0000013)

7. Paragraph 15 is added to this permit as follows:

Permittee shall consult with the Division of Water Rights and the Department of Water Resources, and develop and implement a water conservation plan or actions. The proposed plan or actions shall be presented to the Board for approval within one year from the date of this order or such further time as may, for good cause shown, be allowed by the Board. A progress report on the development of a water conservation plan may be required by the Board within this period.

(0000298)

Dated: AUGUST 26 1983


Raymond Walsh, Chief
Division of Water Rights

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ROOM 1140, RESOURCES BUILDING

1416 NINTH STREET • SACRAMENTO 95814



ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

PERMIT 15528

APPLICATION 22634

WHEREAS A PETITION FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT AND APPLY THE WATER TO THE PROPOSED USE HAS BEEN FILED WITH THE STATE WATER RESOURCES CONTROL BOARD; AND

WHEREAS IT APPEARS THAT THE PERMITTEE HAS PROCEEDED WITH DILIGENCE AND THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME; AND

WHEREAS THE STATE WATER RESOURCES CONTROL BOARD HAS DULY AUTHORIZED THE CHIEF, DIVISION OF WATER RIGHTS TO SIGN THIS ORDER;

NOW THEREFORE IT IS ORDERED THAT A NEW DEVELOPMENT SCHEDULE BE AND THE SAME IS HEREBY APPROVED AS FOLLOWS:

CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1974

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1981

DATED: APR 26 1972

K. L. Woodward
K. L. WOODWARD, CHIEF
DIVISION OF WATER RIGHTS

P15928

1-12-79 RECEIVED NOTICE OF ASSIGNMENT TO California-Pacific Telephone Company

1-12-79 Name change to C-P National

4-13-79 Assign to Weaverille Community Services District

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT NO. 15528

Notice of Change (Over)

Application 22634 of Moon Lee

Box Q, Weaverville, California 96093

filed on November 14, 1966, has been approved by the State Water Rights Board
SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Name of source(s):

Tributary to:

- | | |
|-----------------------|-------------------------|
| (a) West Weaver Creek | (a) Weaver Creek thence |
| (b) | (b) Trinity River |
| (c) | (c) |
| (d) | (d) |
| (e) | (e) |

2. Location of point(s) of diversion:

Bearing and distance or coordinate distances from section corner or quarter-section corner	40-acre subdivision of public land survey or projection thereof	Section	Town- ship	Range	Base and Meridian
(a) S 500' and E 1,400' from NW corner of Section 2	NW 1/4 of NW 1/4	2	33N	10W	MD
(b)	1/4 of 1/4				
(c)	1/4 of 1/4				
(d)	1/4 of 1/4				
(e)	1/4 of 1/4				

County of Trinity

3. Place of use: SE 1/4 of NE 1/4 of Section 11; NW 1/4, SE 1/4, S 1/2 of NE 1/4, NW 1/4 of NE 1/4, N 1/2 of SW 1/4,
and SE 1/4 of SW 1/4 of Section 12; and N 1/2 of NE 1/4 of Section 13; T33N, R10W, MDB&M, as
shown on map filed with the State Water Rights Board.

4. Purpose(s) of use: Domestic and irrigation

5. The water appropriated shall be limited to the quantity which can be beneficially used, and shall not exceed 3 cubic feet per second by direct diversion to be diverted from March 1 to about November 1 of each year for irrigation and throughout the year as required for domestic purposes.

The equivalent of such continuous flow allowance for any thirty-day period may be diverted in a shorter time if there be no interference with vested rights.

6. The maximum quantity herein stated may be reduced in the license if investigation warrants.

Actual construction work shall begin on or before ----- and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.

Said construction work shall be completed on or before -----

7. Complete application of the water to the proposed use shall be made on or before December 1, 1971.
(000 0009)
8. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued.
(000 0010)

9. All rights and privileges under this permit including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.
(000 0012) amended 8-26-83

10. Permittee shall allow representatives of the State Water Rights Board and other parties, as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with the terms of this permit.
(000 0011)
11. Upon a judicial determination that the place of use under this permit or a portion thereof is entitled to the use of water by another appropriate right, the right so determined and the right acquired under this permit shall not result in a combined right to the use of water in excess of that which could be claimed under the larger of the two rights.
(000 0021)

12. This permit shall not be construed as conferring upon the permittee right of access to the point of diversion.
(000 0022)

13. For the preservation of fishlife, the permittee shall at all times bypass a minimum of 1.0 cubic feet per second, or the natural flow of the stream whenever it is less than 1.0 cubic feet per second at the point of diversion.
(014 0060)

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.
Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.
Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any purchase, whether through condemnation proceedings or otherwise, by the State or any city, county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: NOV 3 0 1967
STATE WATER RIGHTS BOARD

L. C. Spencer
Chief Engineer
L.C. Spencer